

WEDNESDAY, MARCH 28, 2012

SIXTY-FIFTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by John Rush, Liberty Community Church, Cosby, TN.

Representative Faison led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 96

Representatives present were Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Bass; personal

Representative McManus; business

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 469 Rep(s). Dunn and Harrison as prime sponsor(s).

House Bill No. 1576 Rep(s). Gotto as prime sponsor(s).

WEDNESDAY, MARCH 28, 2012 – SIXTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

House Bill No. 1854 Rep(s). Fitzhugh, Shaw, L. DeBerry and Naifeh as prime sponsor(s).

House Bill No. 2344 Rep(s). Hardaway, Sargent, K. Williams, Casada, Powers, Eldridge, Ragan, Swann, K. Brooks, Matlock, Maggart, Hurley, Parkinson, Sexton, Faison, Hensley, White, Shipley, Halford, Forgety, R. Williams, Rich, Dean, Holt, D. Miller, Coley, Dunn, L. Miller, Sanderson, H. Brooks, Lollar, Butt, Camper, Alexander, Sparks, Hawk, Harrison, McDaniel, Montgomery, Marsh, Cobb, Armstrong, Shepard, Fitzhugh, J. Turner and Towns as prime sponsor(s).

House Bill No. 2558 Rep(s). P. Johnson as prime sponsor(s).

House Bill No. 2619 Rep(s). Faison as prime sponsor(s).

House Bill No. 2763 Rep(s). Dunn as prime sponsor(s).

House Bill No. 2865 Rep(s). Naifeh, Kernell, Odom, Pruitt, Sparks, Coley, Brown and Favors as prime sponsor(s).

House Bill No. 2976 Rep(s). Armstrong, Faison and Holt as prime sponsor(s).

House Bill No. 3031 Rep(s). Hardaway and Dean as prime sponsor(s).

House Bill No. 3234 Rep(s). Forgety, Sanderson, Eldridge, Carr, Hawk, McDaniel, Lundberg, Casada, K. Williams, Rich, Todd, Lollar, Coley, White and McManus as prime sponsor(s).

House Bill No. 3266 Rep(s). Ragan, K. Brooks and Coley as prime sponsor(s).

House Bill No. 3287 Rep(s). Lollar as prime sponsor(s).

House Bill No. 3398 Rep(s). Hardaway, Hurley, Moore and Haynes as prime sponsor(s).

House Bill No. 3499 Rep(s). Holt as prime sponsor(s).

House Bill No. 3723 Rep(s). Dean as prime sponsor(s).

House Bill No. 3728 Rep(s). Lundberg as prime sponsor(s).

**MESSAGE FROM THE SENATE
March 27, 2012**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 644, 690, 697, 698 and 699; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 644** -- Highway Signs - "Scotty Plunk Memorial Highway," segment of U.S. 64 in Hardeman County. by *Gresham.

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

***Senate Joint Resolution No. 690** -- Highway Signs - "James W. Harmon Bridge," Midtown interchange on I-40 in Roane County. by *Yager.

Senate Joint Resolution No. 697 -- Memorials, Sports - Maryville High School football team, Class 6A Champion. by *Overbey.

Senate Joint Resolution No. 698 -- Memorials, Sports - Patton Robinette, Gatorade Tennessee Football Player of the Year. by *Overbey.

Senate Joint Resolution No. 699 -- Memorials, Death - James McDonald "Mack" Smith. by *Haynes, *Harper, *Henry.

MESSAGE FROM THE SENATE

March 27, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 668, 1252, 1429, 2267, 2416, 2625, 2714, 2727, 2788, 2844, 2852, 2879, 2961, 2970, 2982, 3044, 3061, 3217, 3358, 3384 and 3644; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 668** -- Special License Plates - As introduced, requires comptroller to report any audit of a nonprofit organization receiving funds from sale of new specialty earmarked license plate to senate and house transportation committees within 30 days of audit. - Amends TCA Title 8; Title 54 and Title 55. by *Ketron, *Tracy, *Herron. (HB929 by *Sparks)

Senate Bill No. 1252 -- Lottery, Charitable - As introduced, requires annual event tickets to include either the mailing address or telephone number of the 501(c)(3) organization in addition to the name of the 501(c)(3) organization. - Amends TCA Title 3. by *Yager. (*HB1447 by *Haynes, *Brooks K)

***Senate Bill No. 1429** -- Education - As introduced, broadens the purpose of certain statutory restrictions concerning who may enter school grounds during school hours. - Amends TCA Title 49. by *Woodson, *McNally. (HB1954 by *Matlock)

Senate Bill No. 2267 -- Driver Licenses - As introduced, requires all driver licenses issued or renewed on or after July 1, 2012, to bear a photo of the applicant by removing present exemption for persons 60 years of age or older. - Amends TCA Title 55, Chapter 50. by *Tracy, *Faulk. (*HB2287 by *Sexton, *Wirgau, *Powers, *Ragan, *Williams R)

***Senate Bill No. 2416** -- Hospitals and Health Care Facilities - As introduced, requires the board for licensing health care facilities to establish a protocol by rule for hospitals, community health centers and clinics to report drug overdoses by January 1, 2013. - Amends TCA Title 63 and Title 68. by *McNally, *Burks. (HB2568 by *Dunn)

***Senate Bill No. 2625** -- Employees, Employers - As introduced, clarifies the employee's 30-minute rest break or meal period to include a right to waive the meal period or break. - Amends TCA Title 50. by *Crowe. (HB3253 by *Gillmore, *Hardaway)

***Senate Bill No. 2714** -- Consumer Protection - As introduced, requires certain roofing contractors and agents to make certain disclosures to solicited persons where an insurance claim has been made or is anticipated for the provision of roofing goods or services. - Amends TCA Title 47; Title 56 and Title 62. by *Ketron, *Burks. (HB2915 by *Curtiss)

***Senate Bill No. 2727** -- Economic and Community Development - As introduced, requires the state agency responsible for processing applications for grant funds relating to workforce development to accept electronic signatures in the same manner as it accepts physical signatures. - Amends TCA Title 4, Chapter 3, Part 14; Title 47, Chapter 10 and Title 50. by *Kelsey. (HB2938 by *Sexton, *Marsh)

***Senate Bill No. 2788** -- Public Officials - As introduced, provides that a public official receives an unauthorized benefit for purposes of the criminal offense of official misconduct if the official purchases real property knowing that the property may later be purchased by a governmental entity. - Amends TCA Section 39-16-402. by *Kelsey, *Beavers, *Johnson, *Barnes. (HB3141 by *Gotto, *Watson)

Senate Bill No. 2844 -- Child Custody and Support - As introduced, clarifies definitions that apply to parents in the armed forces seeking modification of orders concerning parenting. - Amends TCA Title 36. by *Barnes. (*HB2188 by *Johnson C)

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***Senate Bill No. 2879** -- Tennessee Wildlife Resources Agency - As introduced, makes it a Class A misdemeanor to transport wild-appearing swine into or within the state without appropriate documentation from the department of agriculture. - Amends TCA Title 70, Chapter 4, Part 1. by *Southerland, *Burks. (HB3383 by *Lollar, *Hawk)

***Senate Bill No. 2961** -- Registers of Deeds - As introduced, allows the name and address of the person that prepared an instrument that conveys or encumbers the title to real estate or personal property to appear anywhere within the instrument; revises other registration provisions. - Amends TCA Section 66-24-115. by *Yager, *Overbey. (HB3254 by *Haynes)

Senate Bill No. 2970 -- Libraries - As introduced, requires CTAS to conduct a study of county librarians' salaries in this state as compared to those in states bordering this state; to recommend an appropriate minimum pay scale, if deemed necessary; and to submit the study to the state and local government committees on or before January 1, 2013. - Amends TCA Title 5; Title 6; Title 7; Title 8 and Title 10. by *Tracy, *Burks, *Ford, *Marrero. (*HB2766 by *Keisling)

Senate Bill No. 2982 -- Basic Education Program (BEP) - As introduced, allows LEAs the option of using BEP funds for a building manager in lieu of an assistant principal. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 3. by *Burks. (*HB2999 by *Brooks H)

Senate Bill No. 3044 -- Education - As introduced, authorizes local boards of education to receive federal or private grants and to expend grant funds for purposes of the grant without seeking approval of or appropriation by the local legislative body; unless the grant requires matching funds. - Amends TCA Title 49, Chapter 2. by *McNally, *Ford. (*HB2753 by *Hensley)

Senate Bill No. 3061 -- Emergency Communications Districts - As introduced, defines "Public Safety Answering Point" or "PSAP" to mean a facility that receives 911 calls and routes them to emergency services personnel. - Amends TCA Section 7-86-103. by *Yager. (*HB2601 by *Sparks)

***Senate Bill No. 3217** -- Public Funds and Financing - As introduced, changes requirements for federal home loan banks in regard to the issuance of letters of credit as eligible collateral for public funds to require that the banks be rated "investment grade" by at least one nationally recognized securities rating service instead of being rated in the highest category by at least two nationally recognized securities rating services. - Amends TCA Section 9-4-103(9)(A). by *McNally. (HB3602 by *Sargent)

Senate Bill No. 3358 -- Alcoholic Beverage Commission - As introduced, clarifies existing law in relation to the manner in which license fees are assessed by the commission for limited service restaurants, the timing of promulgating rules, the assessment of fines in certain circumstances, the regulation of tastings by retail licensees and the regulation of certain controlled substances. - Amends TCA Title 57. by *Ketron. (*HB3610 by *Ramsey)

Senate Bill No. 3384 -- Sunset Laws - As introduced, extends the Tennessee board of court reporting, June 30, 2014. - Amends TCA Title 4, Chapter 29 and Title 20, Chapter 9, Part 6. by *Bell. (*HB3543 by *Cobb, *Rich)

***Senate Bill No. 3644** -- State Government - As introduced, authorizes certain departments, boards and other governmental entities to allow holders of licenses, certifications or registrations to be notified by electronic mail of renewals, fee increases and changes in the law. - Amends TCA Title 4; Title 37; Title 45; Title 62; Title 63 and Title 71. by *Watson, *Ramsey, *Ketron. (HB3688 by *Rich)

MESSAGE FROM THE SENATE
March 27, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 59, 1000, 2229, 2337, 2371, 2406, 2428, 2768, 2800, 2827, 2848, 2850, 2851, 2858, 2947, 3067, 3632 and 3849; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
March 27, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1945, 2248, 2306, 2307, 2308, 2403, 2931, 3010, 3116, 3411 and 3552; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**REPORT OF CHIEF ENGROSSING CLERK
March 27, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 3834; for his action.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENROLLED BILLS
March 27, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 224 and 228; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**SIGNED
March 27, 2012**

The Speaker announced that she had signed the following: House Resolution(s) No(s). 224 and 228.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENROLLED BILLS
March 27, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution(s) No(s). 563, 767, 768, 769, 771, 772, 774, 775, 776, 777, 778, 779, 780, 781, 782, 784, 786, 787, 788, 789, 792, 793, 794, 795, 796, 806 and 817; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**SIGNED
March 27, 2012**

The Speaker announced that she had signed the following: House Joint Resolution(s) No(s). 563, 767, 768, 769, 771, 772, 774, 775, 776, 777, 778, 779, 780, 781, 782, 784, 786, 787, 788, 789, 792, 793, 794, 795, 796, 806 and 817.

BETTY KAY FRANCIS, Chief Engrossing Clerk

REPORT OF CHIEF ENGROSSING CLERK

March 27, 2012

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BETTY KAY FRANCIS, Chief Engrossing Clerk

ENROLLED BILLS

March 27, 2012

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 368, 2381, 2437, 2441, 2658, 2789, 2834 and 3007; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

SIGNED

March 27, 2012

The Speaker announced that she had signed the following: Senate Bill(s) No(s). 1945, 2248, 2306, 2307, 2308, 2403, 2931, 3010, 3116, 3411 and 3552.

REPORT OF CHIEF ENGROSSING CLERK

March 27, 2012

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BETTY KAY FRANCIS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

March 27, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 672, 673, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 691, 692, 694 and 695; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED

March 27, 2012

The Speaker announced that she had signed the following: Senate Joint Resolution(s) No(s). 672, 673, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 691, 692, 694 and 695.

MESSAGE FROM THE SENATE
March 27, 2012

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RUSSELL A. HUMPHREY, Chief Clerk

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative Sargent, joined by Representative Casada, was recognized in the Well to introduce Darrell Lee Waltrip for remarks.

RESOLUTION READ

The Clerk read House Joint Resolution No. 685, previously adopted on February 27, 2012, which honored and commended Darrell Lee Waltrip on being inducted into the NASCAR Hall of Fame.

House Joint Resolution No. 685 -- Memorials, Sports - Darrell Waltrip, NASCAR Hall of Fame. by *Sargent, *Bass, *Brooks H, *Brooks K, *Brown, *Campbell, *Carr, *Cobb, *Coley, *Cooper B, *Curtiss, *Dean, *DeBerry J, *Dennis, *Dunn, *Elam, *Eldridge, *Evans, *Faison, *Favors, *Fitzhugh, *Floyd, *Ford, *Forgety, *Gilmore, *Gotto, *Halford, *Hall, *Hardaway, *Harmon, *Harrison, *Harwell, *Hawk, *Haynes, *Hensley, *Hill, *Johnson C, *Johnson P, *Keisling, *Kernell, *Lollar, *Lundberg, *Maggart, *Marsh, *Matheny, *Matlock, *McCormick, *McDaniel, *McDonald, *McManus, *Miller L, *Miller D, *Montgomery, *Moore, *Naifeh, *Niceley, *Odom, *Parkinson, *Pitts, *Powers, *Pruitt, *Ramsey, *Rich, *Richardson, *Roach, *Sanderson, *Sexton, *Shaw, *Shepard, *Shipley, *Sontany, *Sparks, *Stewart, *Swann, *Tidwell, *Tindell, *Todd, *Towns, *Turner J, *Turner M, *Watson, *Weaver, *White, *Williams R, *Williams K, *Windle, *Wirgau, *Womick.

RECOGNITION IN THE WELL

Representatives L. DeBerry and Gilmore, joined by Armstrong, Fitzhugh, L. Miller and Naifeh, were recognized in the Well to introduce members of The Links, Incorporated, as well as Dr. Inetta F. Rogers and Kindra Bernard for remarks.

RESOLUTION READ

The Clerk read House Joint Resolution No. 797, previously adopted on March 19, 2012, which commended the members, local chapters and presidents of The Links, Incorporated.

House Joint Resolution No. 797 -- Memorials, Recognition - The Links Day on the Hill. by *DeBerry L, *Gilmore, *Parkinson, *Naifeh, *Miller L, *Fitzhugh, *Favors, *Pruitt, *Hardaway, *Armstrong, *Turner M, *Turner J, *Brown, *DeBerry J, *Shaw, *Jones S, *Sontany, *Camper, *Kernell, *Odom, *Towns, *Cooper B, *Stewart, *Pitts, *Bass, *Brooks H, *Brooks K, *Campbell, *Carr, *Casada, *Cobb, *Coley, *Curtiss, *Dean, *Dennis, *Dunn, *Elam, *Eldridge, *Evans, *Faison, *Floyd, *Ford, *Forgety, *Gotto, *Halford, *Hall, *Harmon, *Harrison, *Harwell, *Hawk, *Haynes, *Hensley, *Hill, *Johnson C, *Johnson P, *Keisling, *Lollar, *Lundberg, *Maggart, *Marsh, *Matheny, *Matlock, *McCormick, *McDaniel, *McDonald, *McManus, *Miller D, *Montgomery, *Moore, *Niceley, *Powers, *Ramsey, *Rich, *Roach, *Sanderson, *Sargent, *Sexton, *Shepard, *Shipley, *Sparks, *Swann, *Tidwell, *Tindell, *Todd, *Watson, *Weaver, *White, *Williams R, *Williams K, *Windle, *Wirgau, *Womick.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the following resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 830** -- Constitutional Amendments - Proposes an amendment to Section 3 of Article VI of the Tennessee Constitution to unequivocally authorize the general assembly, by statute, to establish a system of merit-based appointments with retention elections for appellate court judges. by *Lundberg.

House Judiciary Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 29, 2012:

House Resolution No. 229 -- Memorials, Recognition - Lawrence Curry. by *Favors, *Brown, *Armstrong, *Miller L, *Camper, *Parkinson, *Hardaway.

House Joint Resolution No. 828 -- Memorials, Recognition - Ducks Unlimited, 75th anniversary. by *Wirgau.

House Joint Resolution No. 829 -- Memorials, Academic Achievement - Alina-Sarai Gal-Chis, Salutatorian, Wilson Central High School. by *Elam.

House Joint Resolution No. 831 -- Memorials, Death - Paul Eugene "Gene" Johnson. by *Jones S, *Harwell.

House Joint Resolution No. 832 -- Memorials, Recognition - The University of Tennessee, Knoxville, College of Business Administration. by *Marsh, *Montgomery, *Halford, *Harwell.

House Joint Resolution No. 833 -- Memorials, Professional Achievement - Heather Hayes, Mid-Cumberland Regional High School Teacher of the Year, Centennial High School. by *Casada, *Sargent.

House Joint Resolution No. 834 -- Memorials, Professional Achievement - Tiffany Wilson-Mobley, Elementary Teacher of the Year, Williamson County. by *Casada, *Sargent.

House Joint Resolution No. 835 -- Memorials, Death - Tutt S. Bradford. by *Ramsey.

House Joint Resolution No. 836 -- Memorials, Recognition - Donald W. Blocker. by *McDonald.

House Joint Resolution No. 837 -- Memorials, Recognition - The Farmers Bank. by *McDonald.

House Joint Resolution No. 838 -- Memorials, Recognition - Village Drugs. by *McDonald.

RESOLUTIONS LYING OVER

On motion, the resolution(s) listed was/were referred to the appropriate Committee:

***Senate Joint Resolution No. 644** -- Highway Signs – Highway Signs - "Scotty Plunk Memorial Highway," segment of U.S. 64 in Hardeman County. by *Gresham.

House Transportation Committee

***Senate Joint Resolution No. 690** -- Highway Signs – Highway Signs - "James W. Harmon Bridge," Midtown interchange on I-40 in Roane County. by *Yager.

House Transportation Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 3877 -- Spencer - As introduced, subject to local approval, moves the city election to coincide with the November general election beginning in 2014; extends the four-year terms of office of officials elected in the May 2009 election to the first Tuesday in November, 2014, and the terms of officials elected in the May 2011 election to the first Tuesday in November 2016. - Amends Chapter 179 of the Private Acts of 1923; as amended. by *Harmon.

House Bill No. 3878 -- Westmoreland - As introduced, subject to local approval, specifies that persons elected as mayor and aldermen be installed into office on the first day of December rather than the first day of January, beginning with November 2012 and 2014 elections. - Amends Chapter 306 of the Private Acts of 1951. by *McDonald.

House Bill No. 3879 -- Sumner County - As introduced, subject to local approval, creates the "Financial Management Modernization System of the County of Sumner, Tennessee of 2012"; repeals Chapter 113 of the Private Acts of 2002, in certain circumstances. by *Maggart.

House Bill No. 3880 -- Sumner County - As introduced, subject to local approval, creates the "Financial Management Modernization System of the County of Sumner, Tennessee of 2012"; repeals Chapter 113 of the Private Acts of 2002, in certain circumstances. by *Elam.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 668** -- Special License Plates - As introduced, requires comptroller to report any audit of a nonprofit organization receiving funds from sale of new specialty earmarked license plate to senate and house transportation committees within 30 days of audit. - Amends TCA Title 8; Title 54 and Title 55. by *Ketron, *Tracy, *Herron. (HB929 by *Sparks)

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***Senate Bill No. 2961** -- Registers of Deeds - As introduced, allows the name and address of the person that prepared an instrument that conveys or encumbers the title to real estate or personal property to appear anywhere within the instrument; revises other registration provisions. - Amends TCA Section 66-24-115. by *Yager, *Overbey. (HB3254 by *Haynes)

Senate Bill No. 2970 -- Libraries - As introduced, requires CTAS to conduct a study of county librarians' salaries in this state as compared to those in states bordering this state; to recommend an appropriate minimum pay scale, if deemed necessary; and to submit the study to the state and local government committees on or before January 1, 2013. - Amends TCA Title 5; Title 6; Title 7; Title 8 and Title 10. by *Tracy, *Burks, *Ford, *Marrero. (*HB2766 by *Keisling)

Senate Bill No. 2982 -- Basic Education Program (BEP) - As introduced, allows LEAs the option of using BEP funds for a building manager in lieu of an assistant principal. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 3. by *Burks. (*HB2999 by *Brooks H)

Senate Bill No. 3044 -- Education - As introduced, authorizes local boards of education to receive federal or private grants and to expend grant funds for purposes of the grant without seeking approval of or appropriation by the local legislative body; unless the grant requires matching funds. - Amends TCA Title 49, Chapter 2. by *McNally, *Ford. (*HB2753 by *Hensley)

Senate Bill No. 3061 -- Emergency Communications Districts - As introduced, defines "Public Safety Answering Point" or "PSAP" to mean a facility that receives 911 calls and routes them to emergency services personnel. - Amends TCA Section 7-86-103. by *Yager. (*HB2601 by *Sparks)

***Senate Bill No. 3217** -- Public Funds and Financing - As introduced, changes requirements for federal home loan banks in regard to the issuance of letters of credit as eligible collateral for public funds to require that the banks be rated "investment grade" by at least one nationally recognized securities rating service instead of being rated in the highest category by at least two nationally recognized securities rating services. - Amends TCA Section 9-4-103(9)(A). by *McNally. (HB3602 by *Sargent)

Senate Bill No. 3358 -- Alcoholic Beverage Commission - As introduced, clarifies existing law in relation to the manner in which license fees are assessed by the commission for limited service restaurants, the timing of promulgating rules, the assessment of fines in certain circumstances, the regulation of tastings by retail licensees and the regulation of certain controlled substances. - Amends TCA Title 57. by *Ketron. (*HB3610 by *Ramsey)

Senate Bill No. 3384 -- Sunset Laws - As introduced, extends the Tennessee board of court reporting, June 30, 2014. - Amends TCA Title 4, Chapter 29 and Title 20, Chapter 9, Part 6. by *Bell. (*HB3543 by *Cobb, *Rich)

***Senate Bill No. 3644** -- State Government - As introduced, authorizes certain departments, boards and other governmental entities to allow holders of licenses, certifications or registrations to be notified by electronic mail of renewals, fee increases and changes in the law. - Amends TCA Title 4; Title 37; Title 45; Title 62; Title 63 and Title 71. by *Watson, *Ramsey, *Ketron. (HB3688 by *Rich)

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 27, 2012**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 29, 2012**: House Bill(s) No(s). 2550, 2434, 2809, 2984, 2978, 3101, 3499, 2671, 2608, 3746, 3633, 2226, 2933, 2909, 3253, 3570, 3023, 3019, 3383, 3808, 3636, 3858 and 2684.

The Committee met and set the following bill(s) on the **Regular Calendar** for **April 2, 2012**: House Bill(s) No(s). 915, 2847, 2237, 2903, Senate Joint Resolution(s) No(s). 572, House Bill(s) No(s). 2763, 1447, 3024, 2518, 2998, Senate Bill(s) No(s). 2313, House Bill(s) No(s). 2373, 1105, 3770, 2924 and 3679.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **April 2, 2012**: House Bill(s) No(s). 3866, 2188, House Joint Resolution(s) No(s). 623, House Bill(s) No(s). 3846, 3562, 3857, House Resolution(s) No(s). 208, House Bill(s) No(s). 3402, 3255, 2949, 2494, House Joint Resolution(s) No(s). 724, 712 and House Bill(s) No(s). 3558.

COMMERCE COMMITTEE

The Commerce Committee recommended for passage: House Bill(s) No(s). 3207 and 3396, also House Bill(s) No(s). 3275, 3157, 3300, 3822, 3567 and 2915 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2582, also House Bill(s) No(s). 3322, 2439 and 3459 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following bill(s) to the Government Operations Committee for review: House Bill(s) No(s). 2309, also House Bill(s) No(s). 3246 with amendments.

EDUCATION COMMITTEE

The Education Committee recommended for passage: Senate Joint Resolution(s) No(s). 571, also House Bill(s) No(s). 3705, 1970, 3616 and 2222, with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 3269 and 2994 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

FINANCE, WAYS AND MEANS COMMITTEE

The Finance, Ways and Means Committee recommended for passage: House Bill(s) No(s). 3280, 3365, 3432, 3670, 2212, 2803 and 3828, also House Bill(s) No(s). 2296 and 2459 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

JUDICIARY COMMITTEE

The Judiciary Committee recommended for passage: House Bill(s) No(s). 2368, 2750, 2752, 3129, 3282 and 3274, also House Bill(s) No(s). 3257, 3717, 2619, 2645 and 182 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 3672, 3780 and 2633, also House Bill(s) No(s). 2286, 3175, 2221 and 3218 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee further reports that House Bill No. 2787 was considered, but failed to pass.

STATE AND LOCAL GOVERNMENT COMMITTEE

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 3863, 3862, 41, 3868, 3148, 3061, 3860, House Joint Resolution(s) No(s). 744, 743 and 742, also House Bill(s) No(s). 3699, 1908, 3864, 3146 and 1069 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2716, 1684 and Senate Joint Resolution(s) No(s). 222, also House Bill(s) No(s). 3276, 1959, 3030 and 1013 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also the transmitted following bill(s) to the Government Operations Committee for review: House Bill(s) No(s). 3243 with amendments.

The Committee further reports that House Bill No. 3388 was considered, but failed to pass.

TRANSPORTATION COMMITTEE

The Transportation Committee recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2408, also House Bill(s) No(s). 1492, 3703 and 3763 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 28, 2012**, reported the following:

CHILDREN AND FAMILY AFFAIRS COMMITTEE

The Children and Family Affairs Committee recommended for passage: House Bill(s) No(s). 2893. Under the rules, each was transmitted to the Calendar and Rules Committee.

CONSERVATION AND ENVIRONMENT

The Conservation and Environment Committee recommended for passage: House Resolution(s) No(s). 195. Under the rules, each was transmitted to the Calendar and Rules Committee

GOVERNMENT OPERATIONS COMMITTEE

The Government Operations Committee recommended for passage: House Bill(s) No(s). 3809 and 1572, also House Bill(s) No(s). 3552 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 369, 3404, 3076, 3603, 2346, 2198, 3395 and 1384. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

HEALTH AND HUMAN RESOURCES COMMITTEE

The Health and Human Resources Committee recommended for passage: Senate Joint Resolution(s) No(s). 499. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2567 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted following bill(s) to the Government Operations Committee for review: House Bill(s) No(s). 2379, also House Bill(s) No(s). 2568, 2928 and 2969 with amendments.

The Committee also transmitted the following bill(s) to the Judiciary Committee for review: House Bill(s) No(s). 2569 and 2574 with amendments.

CONSENT CALENDAR

House Resolution No. 226 -- Memorials, Recognition - Carter Middle School, TAP School of Promise Award. by *Brooks H.

House Resolution No. 227 -- Memorials, Recognition - Bikkel, police service dog. by *Haynes.

House Joint Resolution No. 823 -- Memorials, Recognition - Bobbie Patray. by *Shipley.

House Joint Resolution No. 826 -- Memorials, Recognition - Military Officers Association of America. by *Sparks, *Carr, *Womick, *Forgety, *Marsh.

House Joint Resolution No. 827 -- Memorials, Recognition - Cocke County NJROTC. by *Faison.

Senate Joint Resolution No. 697 -- Memorials, Sports - Maryville High School football team, Class 6A Champion. by *Overbey.

Senate Joint Resolution No. 698 -- Memorials, Sports - Patton Robinette, Gatorade Tennessee Football Player of the Year. by *Overbey.

Senate Joint Resolution No. 699 -- Memorials, Death - James McDonald "Mack" Smith. by *Haynes, *Harper, *Henry.

Rep. Gilmore moved that the Davidson County delegation be added as co-primes sponsors on Senate Joint Resolution No. 699, which motion prevailed.

Rep. H. Brooks moved that all members voting aye on House Resolution No. 226 be added as co-prime sponsors, with the Knox County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Holt, Hurley, Pody and Ragan.

OBJECTION—CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Joint Resolution No. 823: by Rep. M. Turner

Under the rules, House Joint Resolution(s) No(s). 823 were placed at the heel of the calendar for April 2, 2012.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	95
Noes.....	0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep(s). L. DeBerry and Ramsey voted "aye" on the Consent Calendar.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Watson; business

REGULAR CALENDAR

***House Bill No. 2344** -- Economic and Community Development - As introduced, clarifies purposes of FastTrack programs; requires certain reports be submitted to secretary of state; revises other provisions governing The Tennessee Job Growth Act of 2005. - Amends TCA Section 4-3-715; Section 4-3-716 and Section 4-3-717. by *McCormick, *Wirgau. (SB2206 by *Norris)

Rep. Wirgau moved that House Bill No. 2344 be passed on third and final consideration.

Rep. Lundberg moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2344 by deleting Section 7 and Section 8 of the bill and by substituting instead the following:

SECTION 7. Tennessee Code Annotated, Section 4-3-717, is amended by adding the following language as a new subsection (d) and by redesignating the existing subsections accordingly:

(d)

(1) FastTrack economic development grants or loans to assist eligible businesses may be made only to local governments or to their economic development organizations or other political subdivisions of the state. FastTrack economic development grants or loans may be used to facilitate economic development activities that are not eligible for FastTrack infrastructure development or job training assistance funds. These activities include, but are not limited to, grants or loans for retrofitting, relocating equipment, purchasing equipment, building repairs and improvements, temporary office space or other temporary equipment related to relocation or expansion. It is the intent of the general assembly that these economic development funds be used in exceptional circumstances when the funds will make a proportionally significant economic impact on the affected community.

(2) The department of economic and community development shall notify and provide to the state funding board a detailed written explanation of the purpose for which a FastTrack economic development grant or loan is being awarded or used when FastTrack economic development grants or loans are awarded or used for activities that are not eligible for FastTrack infrastructure development or job training assistance funds.

(3) The state funding board shall maintain as confidential any records or information obtained in accordance with subdivision (d)(2) that is otherwise confidential pursuant to state law.

SECTION 8. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Commerce Committee Amendment No. 1 was adopted.

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Rep. Dean moved the previous question, which motion prevailed.

Rep. Wirgau moved that **House Bill No. 2344**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes.....	0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

House Bill No. 2783 -- Alcoholic Beverages - As introduced, requires alcoholic beverage commission to promulgate rules and regulations restricting sale of high alcohol content beverages. - Amends TCA Title 57, Chapter 1; Title 57, Chapter 3; Title 57, Chapter 4 and Title 57, Chapter 5. by *McDaniel. (*SB2167 by *Finney L, *Faulk, *Herron)

On motion, House Bill No. 2783 was made to conform with **Senate Bill No. 2167**; the Senate Bill was substituted for the House Bill.

Rep. McDaniel moved that Senate Bill No. 2167 be passed on third and final consideration.

Rep. Ramsey moved that State and Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. McDaniel moved that **Senate Bill No. 2167** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	0
Present and not voting.....	4

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Naifeh, Niceley, Odom, Parkinson, Pitts, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns,

Turner J, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 90

Representatives present and not voting were: Gilmore, Moore, Pody, Powers -- 4

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "aye" to "present and not voting" on **Senate Bill No. 2167** and have this statement entered in the Journal: Rep(s). Butt.

REGULAR CALENDAR, CONTINUED

House Bill No. 2976 -- Gas, Petroleum Products, Volatile Oils - As introduced, defines "natural gas equipment" and "natural gas provider"; creates limited tort liability for natural gas providers if the cause of the injury or damages was from an undiscoverable alteration, modification or repair by the natural gas provider or an unforeseen use of the natural gas equipment. - Amends TCA Title 29, Chapter 34, Part 2. by *Matheny. (*SB2717 by *Ketron)

On motion, House Bill No. 2976 was made to conform with **Senate Bill No. 2717**; the Senate Bill was substituted for the House Bill.

Rep. Matheny moved that Senate Bill No. 2717 be passed on third and final consideration.

Rep. Coley moved that Judiciary Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Matheny moved that **Senate Bill No. 2717** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	80
Noes.....	14

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Butt, Campbell, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Montgomery, Naifeh, Niceley, Odom, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Swann, Tidwell, Tindell, Towns, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 80

Representatives voting no were: Brown, Camper, Favors, Gilmore, Jones, Kernell, Miller L, Moore, Parkinson, Richardson, Sontany, Stewart, Turner J, Turner M -- 14

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “no” on **Senate Bill No. 2167** and have this statement entered in the Journal: Rep(s). Holt.

REGULAR CALENDAR, CONTINUED

***Senate Joint Resolution No. 523** -- General Assembly, Statement of Intent or Position
- Expresses Tennessee's support for the Nation of Israel. by *Ketron, *Crowe, *McNally, *Southerland, *Tracy.

Rep. Matheny moved that the House concur in Senate Joint Resolution No. 523, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

***House Bill No. 3031** -- Motor Vehicles - As introduced, prohibits the disclosure of traffic citations from red-light cameras to consumer reporting agencies; prohibits such information from being identified in credit reports. - Amends TCA Section 55-8-198. by *Hawk. (SB2872 by *Southerland, *Faulk)

On motion, House Bill No. 3031 was made to conform with **Senate Bill No. 2872**; the Senate Bill was substituted for the House Bill.

Rep. Hawk moved that **Senate Bill No. 2872** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

House Bill No. 2639 -- Codes - As introduced, prohibits sprinkler requirements in local building codes in one-family and two-family dwellings. - Amends TCA Section 68-120-101. by *Watson, *Gotto. (*SB2492 by *Tracy, *Ketron)

Rep. Gotto moved that House Bill No. 2639 be reset for the Regular Calendar on April 2, 2012, which motion prevailed.

***House Bill No. 2765** -- Real Property - As introduced, authorizes any town, city, county, county with a metropolitan government, the state or any not-for-profit to purchase, preserve, and sell development rights. - Amends TCA Section 13-7-101 and Section 13-7-201. by *Sargent. (SB3080 by *Yager)

Rep. Sargent moved that House Bill No. 2765 be passed on third and final consideration.

Rep. Harmon moved the previous question, which motion prevailed.

Rep. Sargent moved that **House Bill No. 2765** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

House Bill No. 3254 -- Registers of Deeds - As introduced, allows the name and address of the person that prepared an instrument that conveys or encumbers the title to real estate or personal property to appear anywhere within the instrument; revises other registration provisions. - Amends TCA Section 66-24-115. by *Haynes. (*SB2961 by *Yager, *Overbey)

On motion, House Bill No. 3254 was made to conform with **Senate Bill No. 2961**; the Senate Bill was substituted for the House Bill.

Rep. Haynes moved that **Senate Bill No. 2961** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	1

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

Representatives voting no were: Elam -- 1

A motion to reconsider was tabled.

***House Bill No. 3398** -- Sexual Offenders - As introduced, provides that the conveyance of real or personal property of a sexual offender used to violate a provision of the sex offender registry is subject to forfeiture if the victim was a minor. - Amends TCA Title 39, Chapter 13, Part 5. by *Maggart. (SB3635 by *Roberts)

Rep. Maggart moved that House Bill No. 3398 be passed on third and final consideration.

Rep. Coley moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 3398 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-530(a), is amended by designating the existing language as subdivision (a)(1) and adding the following new (a)(2):

(2) Any conveyance of real or personal property used in the commission of a violation of § 40-39-211 committed on or after July 1, 2012, by a sexual offender or violent sex offender, as defined in § 40-39-202, whose victim was a minor, is, upon conviction, subject to judicial forfeiture as provided in title 39, chapter 11, part 7.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Maggart requested that House Bill No. 3398 be moved to the heel of the Calendar.

***House Bill No. 2352** -- Banks and Financial Institutions - As introduced, authorizes commissioner of financial institutions to establish a fee by rule for conducting off-site investigation or examination of any mortgage lender, mortgage loan broker, mortgage loan servicer, or mortgage loan originator. - Amends TCA Title 45, Chapter 13. by *McCormick, *Maggart. (SB2214 by *Norris)

On motion, House Bill No. 2352 was made to conform with **Senate Bill No. 2214**; the Senate Bill was substituted for the House Bill.

Rep. Maggart moved that Senate Bill No. 2214 be passed on third and final consideration.

Rep. Hill moved the previous question, which motion prevailed.

Rep. Maggart moved that **Senate Bill No. 2214** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes.....	4
Present and not voting.....	2

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson

P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller D, Miller L, Montgomery, Moore, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 87

Representatives voting no were: Cooper, Richardson, Towns, Turner J -- 4

Representatives present and not voting were: Camper, McDonald -- 2

A motion to reconsider was tabled.

***House Joint Resolution No. 667** -- Memorials, Congress - Urges Congress to overturn the Health & Human Services final interim rule on contraceptives coverage for religiously-affiliated employers. by *Cobb, *Floyd, *Matlock, *Brooks K, *White, *Miller D, *McDaniel, *Maggart, *McCormick, *Haynes, *Powers, *Alexander, *Niceley, *Carr, *Sexton, *Wirgau, *Matheny, *Evans, *Forgety, *Hall, *Pody, *Keisling, *Hurley, *Curtiss, *Faison, *Butt, *Gotto, *Bass, *Harwell, *Dunn, *Womick, *Weaver, *Hensley, *Dean, *Johnson P.

Rep. Cobb moved that House Joint Resolution No. 667 be reset for the Regular Calendar on April 4, 2012, which motion prevailed.

House Bill No. 2505 -- Sunset Laws - As introduced, extends the board of ground water management, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 69, Chapter 10, Part 1. by *Cobb, *Shipley, *Rich. (*SB2342 by *Bell)

Rep. Cobb moved that House Bill No. 2505 be passed on third and final consideration.

Rep. Rich moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2505 by deleting SECTION 2 in its entirety and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-236(a), is amended by adding the following as a new, appropriately designated subdivision:

() Board of ground water management, created by § 69-10-107;

On motion, Government Operations Committee Amendment No. 1 was adopted.

Rep. Cobb moved that **House Bill No. 2505**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 79
Noes..... 14

Representatives voting aye were: Alexander, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller D, Montgomery, Naifeh, Niceley, Odom, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Swann, Tidwell, Tindell, Todd, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 79

Representatives voting no were: Armstrong, Gilmore, Hardaway, Jones, McDonald, Miller L, Moore, Parkinson, Richardson, Sontany, Stewart, Towns, Turner J, Turner M -- 14

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “present and not voting” on **House Bill No. 2505** have this statement entered in the Journal: Rep(s). Camper.

REGULAR CALENDAR, CONTINUED

House Bill No. 2520 -- Sunset Laws - As introduced, extends the board of examiners for architects and engineers, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 62, Chapter 2, Part 2. by *Cobb, *Shipley, *Rich. (*SB2304 by *Bell)

On motion, House Bill No. 2520 was made to conform with **Senate Bill No. 2304**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that Senate Bill No. 2304 be passed on third and final consideration.

Rep. Rich moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Rich moved that Government Operations Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Cobb moved that **Senate Bill No. 2304** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	67
Noes.....	26
Present and not voting.....	1

Representatives voting aye were: Alexander, Brooks H, Brooks K, Butt, Campbell, Carr, Cobb, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller D, Montgomery, Niceley, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach,

WEDNESDAY, MARCH 28, 2012 – SIXTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Swann, Tidwell, Tindell, Todd, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 67

Representatives voting no were: Armstrong, Brown, Casada, Cooper, DeBerry L, Favors, Fitzhugh, Gilmore, Hardaway, Harmon, Hill, Jones, Lundberg, McDonald, Miller L, Moore, Naifeh, Parkinson, Richardson, Shaw, Sontany, Stewart, Towns, Turner J, Turner M, Windle -- 26

Representatives present and not voting were: Camper -- 1

A motion to reconsider was tabled.

***House Bill No. 3544** -- Sunset Laws - As introduced, extends the state TennCare pharmacy advisory committee, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 71, Chapter 5, Part 24. by *Cobb, *Rich. (SB3383 by *Bell)

On motion, House Bill No. 3544 was made to conform with **Senate Bill No. 3383**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that Senate Bill No. 3383 be passed on third and final consideration.

Rep. Rich moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Cobb moved that **Senate Bill No. 3383** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	69
Noes.....	25
Present and not voting.....	1

Representatives voting aye were: Alexander, Brooks H, Brooks K, Butt, Campbell, Carr, Casada, Cobb, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller D, Montgomery, Niceley, Odom, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Swann, Tidwell, Tindell, Todd, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 69

Representatives voting no were: Armstrong, Brown, Cooper, DeBerry L, Favors, Fitzhugh, Gilmore, Hardaway, Harmon, Hill, Jones, Lundberg, McDonald, Miller L, Moore, Naifeh, Parkinson, Richardson, Shaw, Sontany, Stewart, Towns, Turner J, Turner M, Windle -- 25

Representatives present and not voting were: Camper -- 1

A motion to reconsider was tabled.

WEDNESDAY, MARCH 28, 2012 – SIXTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

***House Bill No. 3543** -- Sunset Laws - As introduced, extends the Tennessee board of court reporting, June 30, 2014. - Amends TCA Title 4, Chapter 29 and Title 20, Chapter 9, Part 6. by *Cobb, *Rich. (SB3384 by *Bell)

On motion, House Bill No. 3543 was made to conform with **Senate Bill No. 3384**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that Senate Bill No. 3384 be passed on third and final consideration.

Rep. Rich moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Cobb moved that **Senate Bill No. 3384** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	67
Noes.....	28
Present and not voting.....	1

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Butt, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller D, Montgomery, Niceley, Odom, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Swann, Tidwell, Tindell, Todd, Weaver, White, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 67

Representatives voting no were: Brown, Campbell, Cooper, DeBerry L, Favors, Fitzhugh, Ford, Gilmore, Hardaway, Harmon, Hill, Jones, Lundberg, McDonald, Miller L, Moore, Naifeh, Parkinson, Richardson, Roach, Shaw, Sontany, Stewart, Towns, Turner J, Turner M, Williams K, Windle -- 28

Representatives present and not voting were: Camper -- 1

A motion to reconsider was tabled.

***House Bill No. 3518** -- Herbal Products and Natural Foods - As introduced, deletes the repeal date of June 30, 2012, of certain provisions regarding sellers of herbs and natural health information exchanges. - Amends TCA Section 63-6-205. by *Niceley. (SB3598 by *Beavers)

Rep. Niceley moved that **House Bill No. 3518** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	4

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley,

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

Representatives voting no were: Camper, Richardson, Sontany, Stewart -- 4

A motion to reconsider was tabled.

***House Bill No. 3542** -- Sunset Laws - As introduced, extends Tennessee motor vehicle commission, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 55, Chapter 17, Part 1. by *Cobb, *Rich. (SB3385 by *Bell, *Overbey)

On motion, House Bill No. 3542 was made to conform with **Senate Bill No. 3385**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that Senate Bill No. 3385 be passed on third and final consideration.

Rep. Rich moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 3542 By deleting Section 2 of the printed bill in its entirety and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-237(a), is amended by adding the following as a new, appropriately designated subdivision:

() Tennessee motor vehicle commission, created by § 55-17-103;

On motion, Government Operations Committee Amendment No. 1 was adopted.

Rep. Rich moved that Government Operations Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Fitzhugh moved that Amendment No. 3 be withdrawn, which motion prevailed.

Rep. Fitzhugh moved that Amendment No. 4 be withdrawn, which motion prevailed.

Rep. Cobb moved that **Senate Bill No. 3385**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	73
Noes.....	21
Present and not voting.....	2

WEDNESDAY, MARCH 28, 2012 – SIXTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Representatives voting aye were: Alexander, Brooks H, Brooks K, Butt, Campbell, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller D, Montgomery, Niceley, Odom, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Swann, Tidwell, Tindell, Todd, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 73

Representatives voting no were: Armstrong, Brown, Cooper, DeBerry L, Fitzhugh, Gilmore, Hardaway, Harmon, Jones, McDonald, Miller L, Moore, Naifeh, Parkinson, Richardson, Sontany, Stewart, Towns, Turner J, Turner M, Windle -- 21

Representatives present and not voting were: Camper, Hill -- 2

A motion to reconsider was tabled.

***House Bill No. 3398** -- Sexual Offenders - As introduced, provides that the conveyance of real or personal property of a sexual offender used to violate a provision of the sex offender registry is subject to forfeiture if the victim was a minor. - Amends TCA Title 39, Chapter 13, Part 5. by *Maggart. (SB3635 by *Roberts)

Further consideration of House Bill No. 3398 previously considered on today's Calendar.

Rep. Maggart moved that House Bill No. 3398, as amended, be passed on third and final consideration.

Rep. Casada moved the previous question, which motion prevailed.

Rep. Maggart moved that **House Bill No. 3398**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	2
Present and not voting.....	4

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 90

Representatives voting no were: Cooper, Turner J -- 2

Representatives present and not voting were: Brown, Favors, Pruitt, Towns -- 4

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 3266** -- Education - As introduced, prohibits LEAs, school administrators and educators from taking action that infringes on or waives first amendment rights of school personnel or students without written consent of those who would be affected. - Amends TCA Title 49. by *Johnson P, *Watson, *Maggart, *Dean, *Miller D, *Evans, *Williams R, *Hensley, *Bass, *Hardaway, *Weaver, *Elam, *Butt, *Hill, *Marsh, *Halford, *Lollar, *Hall, *Wirgau, *White, *Womick, *McDonald, *Johnson C, *Sargent, *Eldridge, *Powers, *Floyd, *Haynes, *Gotto, *Sexton, *McManus, *Carr, *Pody, *Montgomery, *Williams K, *Campbell, *Harrison, *Forgety, *Sanderson, *Cobb, *Parkinson, *Brooks H, *Miller L, *Keisling, *McDaniel. (SB3060 by *Summerville, *Crowe, *Bell, *Campfield, *Johnson, *Massey, *Yager, *Ford)

Senate Amendment No. 2

AMEND House Bill No. 3266 By designating the existing language of 49-6-2907 in Section 1 as subsection (a) and by adding the following language as new subsection (b):

(b) Nothing in this section shall prohibit LEAs and school administrators from allowing personnel to participate in other constitutionally permissible religious activities on school grounds.

Rep. P. Johnson moved that the House concur in Senate Amendments(s) No(s). 2 to **House Bill No. 3266**, which motion prevailed by the following vote:

Ayes 93
Noes..... 2

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

Representatives voting no were: Gilmore, Moore -- 2

A motion to reconsider was tabled.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 667 Rep(s). Eldridge and Lollar as prime sponsor(s).

House Joint Resolution No. 751 Rep(s). Todd as prime sponsor(s).

House Joint Resolution No. 823 Rep(s). Gotto, Butt, Matheny, Holt, Dunn, H. Brooks, K. Brooks, Weaver, Hill, Lundberg, Halford, Evans, Hensley, Elam, Niceley, C. Johnson, Faison, Ragan, Swann, Haynes, Hall, K. Williams, Hurley and D. Miller as prime sponsor(s).

House Bill No. 101 Rep(s). Todd as prime sponsor(s).

House Bill No. 469 Rep(s). C. Johnson as prime sponsor(s).

House Bill No. 1854 Rep(s). Tidwell, Sontany, Camper, Gilmore, Ramsey and K. Brooks as prime sponsor(s).

House Bill No. 2246 Rep(s). Todd as prime sponsor(s).

House Bill No. 2840 Rep(s). Evans as prime sponsor(s).

House Bill No. 3175 Rep(s). Womick as prime sponsor(s).

House Bill No. 3277 Rep(s). K. Brooks as prime sponsor(s).

House Bill No. 3420 Rep(s). Ramsey as prime sponsor(s).

House Bill No. 3760 Rep(s). Evans as prime sponsor(s).

House Bill No. 3761 Rep(s). Evans as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). McCormick was/were removed as sponsor(s) of **House Bill No. 3723**.

SIGNED
March 28, 2012

The Speaker announced that she had signed the following: House Bill(s) No(s). 368, 2381, 2437, 2441, 2658, 2789, 2834 and 3007.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENGROSSED BILLS
March 28, 2012**

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill(s) No(s). 2344, 2505, 2765, 3398, 3518; also House Joint Resolution(s) No(s). 826 and 827.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENROLLED BILLS
March 28, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 226 and 227; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**SIGNED
March 28, 2012**

The Speaker announced that she had signed the following: House Resolution(s) No(s). 226 and 227.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENROLLED BILLS
March 28, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 3266; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
March 28, 2012**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 523, 697, 698 and 699; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
March 28, 2012**

The Speaker announced that she had signed the following: House Bill(s) No(s). 3266.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
March 28, 2012**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 563, 767, 768, 769, 771, 772, 774, 775, 776, 777, 778, 779, 780, 781, 782, 784, 786, 787, 788, 789, 792, 793, 794, 795, 796, 806 and 817; with his approval.

HERBERT H. SLATTERY III, Counsel to the Governor

**SIGNED
March 28, 2012**

The Speaker announced that she had signed the following: Senate Joint Resolution(s) No(s). 523, 697, 698 and 699.

ROLL CALL

The roll call was taken with the following results:

Present..... 93

Representatives present were Alexander, Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, Miller D, Miller L, Montgomery, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

RECESS MOTION

On motion, of Rep. McCormick the House stood in recess until 9:00 a.m., Thursday, March 29, 2012.